

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

ANTOLIN ANDREW MARKS,

Plaintiff,

v.

DEENA GEPHARDT *et al.*,

Defendants.

Case No. C07-5259RJB

ORDER UNSEALING TWO  
DOCUMENTS AND LEAVING  
A THIRD DOCUMENT SEALED

This Bivens action has been referred to the undersigned Magistrate Judge pursuant to Title 28 U.S.C. §§ 636(b)(1)(A) and 636(b)(1)(B) and Local Magistrates' Rules MJR 1, MJR 3, and MJR 4.

Mr. Marks now litigates under a sanction as a result of improper filings. As part of that sanction documents filed by Mr. Marks are submitted under seal for court review. Mr. Marks has filed three document since entry of the last order (Dkt. # 53, 54, and 55). Dkt. # 53 contains objections to a prior court order. Dkt. # 53 is now **UNSEALED**.

Dkt. # 54 contains a discussion by Mr. Marks of the facts and conduct that lead to sanctions being entered against him. This document is intended for the district court judge. In discussing the conduct that lead to sanctions Mr. Marks describes his conduct without giving details. The court is concerned that even this general description of his conduct poses concerns. **DKT # 54 WILL REMAIN SEALED**. This does not prevent the court from reviewing the filing.

Dkt. # 55 is a motion to voluntarily dismiss this action. Dkt. # 55 is now **UNSEALED**.

1 The clerk's office is directed to send copies of this order to plaintiff and counsel for defendants.

2 DATED this 11 day of March, 2008.

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5 /S/ J. Kelley Arnold  
6 J. Kelley Arnold  
7 United States Magistrate  
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